

Docket No. 60,469-219
OT-5094**REMARKS**

Applicant thanks the Examiner for the remarks contained in the Office Action. Applicant respectfully requests reconsideration of this application in which claims 1-3, 6-10, 13-16 and 22 are pending.

Applicant has addressed the objections to claims 7 and 10 by clarifying the language of those claims in the above amendments. Those objections can be withdrawn.

Applicant has clarified claim 14 so that the rejection under 35 U.S.C. §112 of that claim can be withdrawn.

Claims 1-3 are not anticipated by *Ericson, et al.*

The *Ericson, et al.* reference does not include termination supporting portions or termination members as suggested by the Examiner. The guide blocks 34 and 36 are not termination members. Additionally, the *Ericson, et al.* reference does not include a machine comprising a motor. There is no anticipation.

Claims 1-3, 6-9 and 22 are not anticipated by *Sieffert*

The Examiner suggests that the *Sieffert* reference includes supporting portions that are secured together to form a single structure that supports a machine, termination members and sheaves. That is not what the *Sieffert* reference teaches. As shown in Figure 11 and described in column 9, lines 1-54, separate supporting structures 151 and 161 are used for the hoisting machine (e.g., a motor) and terminations 172, respectively. The structures 151 and 161 are separate for the purposes described in the *Sieffert* reference. There is no anticipation because they are separate structures and not a single support structure.

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It cannot be considered obvious to make the separate support structures of the *Sieffert* reference into a single support structure. There must be the separate structural relationship between them to achieve the results intended by the *Sieffert* reference. Therefore, the reference could not be modified in a way to somehow attempt to make it consistent with Applicant's claimed invention.

The rejection of claim 25 based upon the *Sieffert* reference is now moot as claim 25 has been cancelled.

Claim 16, 10-11 and 13-15 cannot be considered obvious.

Applicant respectfully traverses the rejection of claim 16 under 35 U.S.C. §103 based upon the proposed combination of *Salmon, et al.* in view of *DeJong, et al.* and *Orrman, et al.* The proposed combination cannot be made because it would alter the arrangement of the *Salmon, et al.* reference in a manner that would interfere with the ability of the *Salmon, et al.* arrangement to work as it is intended to operate. The Examiner proposes to modify the *Salmon, et al.* arrangement by orienting the axes of the sheaves 12 and 16 such that they are parallel. This is not possible because it will not allow the *Salmon, et al.* arrangement to work.

The *Salmon, et al.* reference specifically provides for an offset angle X between the sheaves 12 and 16 "that permits the portions 20a and 20b to clear each other, thus giving rise to an "interleaved" rope pattern (at IX) where the portions 20a and 20b cross. The angle (draw angle) between the rope and the deflection sheave and the drive sheave is about 1.5°." (Column 2, lines 52-56) If one were to change that draw angle so that the axes of the sheaves 12 and 16 were parallel to each other, it would not be possible to achieve the "interleaved" rope pattern required by the *Salmon, et al.* reference. Accordingly, the Examiner's proposed modification to

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the *Salmon, et al.* reference cannot be made because it would render *Salmon, et al.*'s arrangement inoperative. Therefore, there is no *prima facie* case of obviousness against claim 16.

Applicant respectfully submits that this case is in condition for allowance. Applicant requests a Notice of Allowance as soon as possible.

Applicant believes that no additional fees are necessary, however, the Commissioner is authorized to charge Deposit Account No. 50-1482 in the name of Carlson, Gaskey & Olds for any additional fees or credit the account for any overpayment.

Respectfully submitted,

CARLSON, GASKEY & OLDS

By: 

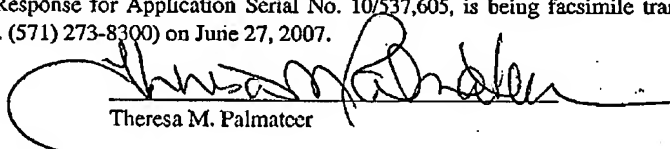
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CERTIFICATE OF FACSIMILE

I hereby certify that this Response for Application Serial No. 10/537,605, is being facsimile transmitted to the Patent and Trademark Office (Fax No. (571) 273-8300) on June 27, 2007.


Theresa M. Palmatier